

**UNITED STATES DISTRICT COURT FOR THE
SOUTHERN DISTRICT OF NEW YORK**

VITAL FARMS, INC.,)	Case No. 23-mc-431
)	
Petitioner,)	Related Case No. 1:21-CV-00447-RP
)	(W.D. Tex.)
v.)	
BRIAN TANZ,)	NOTICE OF MOTION TO COMPEL
)	SUBPOENA TO NON-PARTY DR.
Respondent.)	BRIAN TANZ
)	

TO ALL PARTIES AND THEIR COUNSEL OF RECORD:

PLEASE TAKE NOTICE that, upon the accompanying Memorandum of Law in Support of Motion to Compel Subpoena to Non-Party Dr. Brian Tanz, dated November 9, 2023, the Declaration of Jay Ramsey, sworn to on November 9, 2023, and any and all prior pleadings and proceedings heretofore had herein, Defendant Vital Farms (“Vital Farms”) by and through their undersigned counsel, Sheppard Mullin Richter and Hampton LLP, will move this Court at the United States District Court, Southern District of New York, before the assigned Judge at a date and time to be determined, for an Order (i) compelling Dr. Tanz’s compliance with the Subpoena to Testify at a Deposition and respond to Document Requests in a Civil Action (the “Subpoena”) issued by Vital Farms pursuant to Rule 26 and 45 of the Federal Rules of Civil Procedure and (ii) for such further and different relief as the Court deems just and proper.

PLEASE TAKE FURTHER NOTICE that, in accordance with Local Rule 6.1(b), opposition papers to this motion shall be served “within fourteen days after service of the moving papers,” and reply papers shall be served “within seven days after service of the answering papers.”

Dated: November 9, 2023

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By: /s/ Meghan Stuer

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